



**BASDEO RAMPERSAD  
368 PALMETTO STREET, APT. 2R  
BROOKLYN, NEW YORK 11422**

November 14<sup>th</sup>, 2022

United States District Court  
For the Eastern District of New York  
Att: The Honorable Sanket J. Bulsara

**ORIGINAL**

Re: Radika Rampersad A/K/A Sherry Price v. Basdeo  
Rampersad & Rajdaye Babwah, Jane Doe  
Case No:1:22 -CV-013131--DG-SJB

Dear Judge Bulsara:

We are writing to bring the Court's attention to the Plaintiff's improper use of issuing Subpoenas in the above referenced matter. This case commenced on June 1<sup>st</sup>, 2022 when the Plaintiff filed a Complaint. On August 17, 2022 we submitted an Answer with Affirmative Defenses including lack of subject matter jurisdiction. The Court issued an Order to Show Cause on September 12<sup>th</sup>, 2022 requesting that the Plaintiff show cause by September 26, 2022 why her complaint should not be dismissed for lack of subject matter jurisdiction. Upon the Plaintiff's request, the Court granted her an extension of time to respond by October 17, 2022.

On October 15<sup>th</sup>, 2022 The Plaintiff submitted her response to the Order to Show Cause stating she would submit a motion "for leave to amend her Complaint." In the meanwhile, before the Court issued any decision on the Order to Show Cause or whether the Plaintiff could file a motion to amend her complaint, the Plaintiff issued several subpoenas. These Subpoenas include one to me dated September 13<sup>th</sup>, 2022 in care of my former attorney, Robert G. Frank, (who is not representing me in this case) another Subpoena dated October 5<sup>th</sup>, 2022 to my former employer, RCN Corporation, another dated October 5, 2022 to MVA Drivers Record Unit and another Subpoena dated October 5, 2022 to Lyons Mortgage Services. According to my phone conversation with the Pro Se clerk, the Plaintiff was not authorized to issue any of those Subpoenas.

Then instead of filing a motion to amend her prior complaint, on November 4, 2022 the Plaintiff without an Order from the Court filed an "Amended Complaint" seeking various forms of relief. One of the exhibits she annexed to the complaint is another Subpoena. This Subpoena is directed to Encompass Insurance Company requesting my motor vehicle records. I immediately called the Pro Se office and was informed by the clerk that the Brooklyn office did not sign this subpoena. The clerk told me she had spoken to the Plaintiff and had instructed her not to issue any more subpoenas, and the Plaintiff apparently deliberately disregarding this went to the Federal courthouse in Central Islip to have the clerk there sign the Subpoena.

Accordingly, based on the fact that the Plaintiff is unlawfully issuing Subpoenas prior to this Court rendering its decision on the Order to Show Cause, we respectfully request an Order dismissing the Plaintiff's initial Complaint based on lack of subject matter jurisdiction and quashing all the Subpoenas

Respectfully

Basdeo Rampersad

Basdeo Rampersad

BR/

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

-----X  
RADIKA RAMPERSAD AKA SHERRY PRICE

243 -10 138<sup>TH</sup> Ave. Apt. 2F

Rosedale, NY 11422-1822

Plaintiff

Case No: 1:22-CV--03131-DG-SJB

-against-

**AFFIRMATION OF SERVICE**

BASDEO RAMPERSAD

168 Palmetto St., Apt. . 2R

Brooklyn, NY 11237-5932

RAJDAYE BABWAH

168 Palmetto St. Apt. 2R

Brooklyn, NY 11237-5932

JANE DOE

Defendants  
-----X

I, the undersigned being an Attorney duly admitted to practice law in all the Courts of the State of New York and the Eastern District of New York affirms the truth of the following under the penalty of perjury. I am not a party to the action, am over 18 years of age and resides in Queens, New York.

On November 14, 2022 deponent served the following by Certified Mail/Return Receipt requested with the U.S. Post office.

A copy of a Letter dated November 14, 2022 to the Hon: Sanket J. Bulsara.


TO:

RADIKA RAMPERSAD AKA SHERRY PRICE

243 -10 138<sup>th</sup> Avenue Apt. 2F

Rosedale, New York 11422-1822

. Affirmed: November 14,, 2022

  
ROBERT G. FRANK, ESQ.  
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Forest Hills, New York 11375

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Rosedale, NY 11422

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